IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mark W. Miles

Examiner: H. X. Dang

Serial No.: 09/413,222

Art Unit: 2873

Filing Date: October 5, 1999

For: PHOTONIC MEMS AND STRUCTURESAssistant Commissioner for Patents
Washington, D.C. 20231

SIR: Transmitted herewith is an Amendment for the above application.

Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
Total Claims	* 11	Minus	** 55	Present Extra 0
Indep. Claims	* 1	Minus	*** 26	0
First Presentation of Multiple Dependent Claim(s)				

SMALL ENTITY	
Rate	Additional Fee
x9	\$ 0
x42	\$ 0
+140	\$ 0
Total Add. Fee	\$ 0

OTHER THAN A SMALL ENTITY	
Rate	Additional Fee
x18	\$ 0
x84	\$ 0
+280	\$ 0
Total Add. Fee	\$ 0

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

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A check in the amount of \$ _____ is attached for presentation of additional claim(s).

Applicant(s) hereby Petition(s) for an Extension of Time of one (1) month(s) pursuant to 37 C.F.R. § 1.136(a).

A check for \$ 55.00 is attached for processing fees under 37 C.F.R. § 1.17. Please charge my Deposit Account No. 02-2666 the amount of \$ _____.

A duplicate copy of this sheet is enclosed.

The Commissioner of Patents and Trademarks is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-2666 (**a duplicate copy of this sheet is enclosed**):

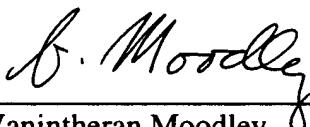
Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of extra claims.

Any extension or petition fees under 37 C.F.R. § 1.17.

Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: 8/12, 2002



Vanintheran Moodley
Under 37 CFR § 10.9(b)

Customer No. 008791
12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025
(408) 720-8300

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on August 12, 2002.

Barbara Skliba

Name of Person Mailing Correspondence

Barbara Skliba

Signature

8/12/02

Date



**COPY OF PAPERS
ORIGINALLY FILED**

PTO/SB/17(11/00)

Approved for use through 10/31/02. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL FOR FY 2002

TOTAL AMOUNT OF PAYMENT (\$) 55.00

Complete if Known:

Application No. 09/413,222

Filing Date October 5, 1999

First Named Inventor Mark W. Miles

Group Art Unit 2873

Examiner Name H. X. Dang

Attorney Docket No. 5652P016X

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number _____
Deposit Account Name _____

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17, and charge any deficiencies to Deposit Account Number 02-2666, and credit any over payments to Deposit Account Number 02-2666

Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.131(b)

2. Payment Enclosed
 Check
 Money Order
 Other

3. Applicant claims small entity.
See CFR 1.27

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FEE CALCULATION (fees effective 11/29/00)

1. **FILING FEE**

Large Entity **Small Entity**

Fee	Fee	Fee	Fee
Code	(\$)	Code	(\$)
101	740	201	370
106	330	206	165
107	510	207	255
108	740	208	370
114	160	214	80

Fee Description			
Utility application filing fee			
Design application filing fee			
Plant filing fee			
Reissue filing fee			
Provisional application filing fee			

Fee Paid

SUBTOTAL (1) \$ 0

2. **CLAIMS**

<u>Extra</u>	<u>Fee from below</u>	<u>Fee Paid</u>
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Total Claims	- 20 =	X	=	
Independent Claims	- 3 =	X	=	
Multiple Dependent Claims		X	=	

Large Entity **Small Entity**

Fee	Fee	Fee	Fee
Code	(\$)	Code	(\$)
103	18	203	9
102	84	202	42
104	280	204	140
109	84	209	42
110	18	210	9

Fee Description			
Claims in excess of twenty			
Independent claims in excess of 3			
Multiple dependent claim			
Reissue independent claims over original patent			
Reissue claims in excess of 20 and over original patent			

Fee Paid

SUBTOTAL (2) \$ 0

FEE CALCULATION (continued)

3. ADDITIONAL FEES

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee	Fee		
Code	(\$)	Code	(\$)
105	130	205	65
127	50	227	25
139	130	139	130
147	2,520	147	2,520
112	920*	112	920*
113	1,840*	113	1,840*
115	110	215	55
116	400	216	200
117	920	217	460
118	1,440	218	720
128	1,960	228	980
119	320	219	160
120	320	220	160
121	280	221	140
138	1,510	138	1,510
140	110	240	55
141	1,280	241	640
142	1,280	242	640
143	460	243	230
144	620	244	310
122	130	122	130
123	50	123	50
126	180	126	180
581	40	581	40
146	740	246	370
149	740	249	370
179	740	279	370
169	900	169	900
195	300	195	300
196	300	196	300
194	130	194	130
098	130	098	130
091	1,280	091	1,280
Other: _____			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$ 55.00

SUBMITTED BY:

Typed or Printed Name: Vanintheran Moodley

Signature B. Moodley Date _____

Reg. Number Under 37 C.F.R. § 10.9(b) Customer No. 008791
(complete if applicable)

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on August 12, 2002.

Barbara Skliba

Name of Person Mailing Correspondence

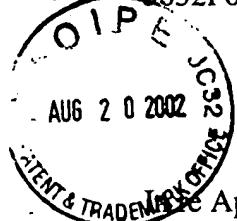
Barbara Skliba

8/12/02

Signature

Date

5652P016X

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Assistant Commissioner for Patents
Washington, D.C. 20231

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LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

The undersigned has been granted limited recognition under 37 CFR § 10.9(b) to prosecute patent applications in which the applicants are clients of the Blakely, Sokoloff, Taylor & Zafman LLP law firm, and wherein a registered practitioner who is a member of the Blakely, Sokoloff, Taylor & Zafman LLP law firm is the attorney or agent of record. In this regard, please see the attached copy of the original document in which this limited recognition is granted. In particular, please note that:

- (a) The undersigned is an employee of the Blakely, Sokoloff, Taylor & Zafman LLP law firm;
- (b) The above applicant is a client of the Blakely, Sokoloff, Taylor & Zafman LLP law firm;
- (c) A registered practitioner who is a member of the Blakely, Sokoloff, Taylor & Zafman LLP law firm is an attorney or agent of record in the above application;

(d) The undersigned continues to lawfully reside in the United States on a H-1B visa;
and
(e) The undersigned has been appointed an associate attorney in the above
application.

Accordingly, the undersigned meets all requirements for limited recognition under § 10.9(b), and thus permitted to prosecute the above patent application.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 8/12, 2002



Vanintheran Moodley
Under 37 CFR § 10.9(b)

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12400 Wilshire Boulevard
Seventh Floor
Los Angeles, CA 90025-1030
(408) 720-8300

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Barbara Skliba

Name of Person Mailing Correspondence

Barbara Skliba

Signature

8/12/02

Date